

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 JOSHUA H. CRITTENDON,

4 Plaintiff

Case No. 2:20-cv-02062-GMN-VCF

ORDER

5 v.

6 AHJALEE COOPER,

7 Defendant

8
9
10 This action began with a pro se civil rights complaint filed pursuant to 42 U.S.C. §
11 1983 by a state prisoner. Plaintiff has submitted an application to proceed *in forma*
12 *pauperis*. (ECF No. 1). Based on the financial information provided, the Court finds that
13 Plaintiff is unable to prepay the full filing fee in this matter.

14 The Court entered a screening order on June 23, 2021. (ECF No. 5). A follow-up
15 order imposed a 90-day stay and directed the Office of the Attorney General to enter a
16 limited notice of appearance on behalf of the only defendant in this case, Ahjalee Cooper,
17 for the purpose of settlement. (ECF No. 10). The Office of the Attorney General has filed
18 notices indicating that it cannot enter a limited notice of appearance for Defendant Cooper
19 because she no longer works for the NDOC and the Office has not received a request for
20 representation from her despite the Office's attempts to contact her. (ECF Nos. 11, 13.)

21 The Office of the Attorney General is directed to comply with this Court's earlier
22 order by Tuesday, November 30, 2021, and to "file, under seal, but will not serve the
23 inmate Plaintiff, the last known address of Defendant Cooper. If the last known address
24 of the defendant is a post office box, the Attorney General's Office will attempt to obtain
25 and provide the last known physical address." (ECF No. 12 at 2, lines 25-28).

26 After the Office of the Attorney General files Defendant Cooper's last known
27 address under seal, this case will be removed from the Inmate Early Mediation Program
28 and will proceed on the normal litigation track.

1 For the foregoing reasons, **IT IS ORDERED** that:

2 1. Plaintiff's application to proceed *in forma pauperis* (ECF No. 1) is
3 **GRANTED**. Plaintiff shall not be required to pay an initial installment of the filing fee. In
4 the event that this action is dismissed, the full filing fee must still be paid pursuant to 28
5 U.S.C. § 1915(b)(2).

6 2. The movant herein is permitted to maintain this action to conclusion without
7 the necessity of prepayment of any additional fees or costs or the giving of security
8 therefor.

9 3. Pursuant to 28 U.S.C. § 1915, as amended by the Prison Litigation Reform
10 Act, the Nevada Department of Corrections will forward payments from the account of
11 **Joshua H. Crittendon, # 7511692** to the Clerk of the United States District Court, District
12 of Nevada, 20% of the preceding month's deposits (in months that the account exceeds
13 \$10.00) until the full \$350 filing fee has been paid for this action. The Clerk of the Court
14 will send a copy of this order to the Finance Division of the Clerk's Office. The Clerk will
15 send a copy of this order to the attention of **Chief of Inmate Services for the Nevada**
16 **Department of Corrections**, P.O. Box 7011, Carson City, NV 89702.

17 4. **By Tuesday, November 30, 2021**, the Office of the Attorney General will
18 file, under seal, but will not serve Plaintiff, the last known address of Defendant Cooper.
19 If the last known address of the defendant is a post office box, the Attorney General's
20 Office will attempt to obtain and provide the last known physical address.

21
22 DATED THIS ^{22nd} day of November 2021.

23 
24 UNITED STATES MAGISTRATE JUDGE